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withdrawal of motion shannon v. city SEM.wpd
KAWASHIMA LORUSSO & TOM LLP

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FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

3 FEB 14 2006
at 3 o'clock and 30 min. PM
SUE BEITIA, CLERK

Attorneys for Defendants
City and County of Honolulu, Honolulu
Liquor Commission, Dennis Enomoto,
Wallace W. Weatherwax, John Carroll, Anna Hirai
and Allan Gaylord

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

KERRY SHANNON,) CIVIL NO. CV04-00086
) SPK/LEK
Plaintiff,)
) DEFENDANTS CITY AND COUNTY
vs.) OF HONOLULU, HONOLULU
) LIQUOR COMMISSION AND
CITY AND COUNTY OF) DENNIS ENOMOTO'S WITHDRAWAL
HONOLULU; HONOLULU LIQUOR) WITHOUT PREJUDICE OF
COMMISSION; DENNIS ENOMOTO;) DEFENDANTS CITY AND COUNTY
in his official capacity as)) OF HONOLULU, HONOLULU
chairman of the Honolulu) LIQUOR COMMISSION AND
Liquor Commission; WALLACE) DENNIS ENOMOTO'S MOTION FOR
W. WEATHERWAX, individually)) PARTIAL DISMISSAL, OR IN
and in his capacity as an) THE ALTERNATIVE, MOTION FOR
agent and employee of the) PARTIAL SUMMARY JUDGMENT
Honolulu Liquor Commission;) [FILED ON MAY 18, 2005];
JOHN CARROLL, individually)) CERTIFICATE OF SERVICE
and in his capacity as an)
employee of the Honolulu)
Liquor Commission; ANNA)

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HIRAI, individually and in)	
her capacity as an employee)	
of the Honolulu Liquor)	Hearing:
Commission; ALLAN GAYLORD,)	Date: February 22, 2006
individually and in his)	Time: 10:00 a.m.
capacity as an employee of)	Judge: Samuel P. King
the Honolulu Liquor)	
Commission; JOHN DOES 1-10,)	Trial Date: 08/01/06
JANE DOES 1-10; DOE)	
CORPORATIONS)	
1-10; DOE PARTNERSHIPS 1-)	
10; DOE GOVERNMENTAL)	
AGENCIES 1-10,)	
)	
Defendants.)	
)	

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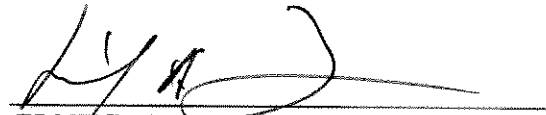
**DEFENDANTS CITY AND COUNTY OF HONOLULU,
 HONOLULU LIQUOR COMMISSION AND DENNIS ENOMOTO'S
 WITHDRAWAL WITHOUT PREJUDICE OF DEFENDANTS
 CITY AND COUNTY OF HONOLULU, HONOLULU LIQUOR
 COMMISSION AND DENNIS ENOMOTO'S MOTION FOR PARTIAL
 DISMISSAL, OR IN THE ALTERNATIVE, MOTION FOR
 PARTIAL SUMMARY JUDGMENT [FILED ON MAY 18, 2005]**

Come now Defendants CITY AND COUNTY OF
 HONOLULU, HONOLULU LIQUOR COMMISSION AND DENNIS
 ENOMOTO, by and through their attorneys, Kawashima
 Lorusso & Tom LLP and hereby withdraw without prejudice
 their Motion for Partial Dismissal, or in the
 Alternative, Motion for Partial Summary Judgment filed
 on May 18, 2005 and set to be heard on February 22,

2006 at 10:00 a.m. before Judge Samuel P. King.

Plaintiff's counsel will be notified of the withdrawal without prejudice of the motion today. This withdrawal without prejudice is submitted pursuant to Local Rules of Practice for the United States District Court for the District of Hawaii, Rule 7.1.

DATED: Honolulu, Hawaii, FEB 14 2006.



JAMES KAWASHIMA
MICHAEL A. LORUSSO
Attorneys for Defendants
City and County of
Honolulu, Honolulu Liquor
Commission, Dennis
Enomoto, Wallace W.
Weatherwax, John Carroll,
Anna Hirai and Allan
Gaylord

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

KERRY SHANNON,) CIVIL NO. CV04-00086
) SPK/LEK
Plaintiff,)
) CERTIFICATE OF SERVICE
vs.)
)
CITY AND COUNTY OF)
HONOLULU; HONOLULU LIQUOR)
COMMISSION; DENNIS ENOMOTO;)
in his official capacity as)
chairman of the Honolulu)
Liquor Commission; WALLACE)
W. WEATHERWAX, individually)
and in his capacity as an)
agent and employee of the)
Honolulu Liquor Commission;)
JOHN CARROLL, individually)
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employee of the Honolulu)
Liquor Commission; ANNA)
HIRAI, individually and in)
her capacity as an employee)
of the Honolulu Liquor)
Commission; ALLAN GAYLORD,)
individually and in his)
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Commission; JOHN DOES 1-10,)
JANE DOES 1-10; DOE)
CORPORATIONS)
1-10; DOE PARTNERSHIPS 1-)
10; DOE GOVERNMENTAL)
AGENCIES 1-10,)
)
Defendants.)
)

CERTIFICATE OF SERVICE


I hereby certify that a copy of the foregoing
was duly served by means of hand delivery, to the
following named attorney at his last known address on

FEB 14 2006 :

DENNIS W. POTTS, ESQ.
1001 Bishop Street
2755 Pacific Tower
Honolulu, Hawaii 96813

Attorney for Plaintiff
KERRY SHANNON

DATED: Honolulu, Hawaii, FEB 14 2006.



JAMES KAWASHIMA
MICHAEL A. LORUSSO
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Honolulu, Honolulu Liquor
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